



FE 6106+6085 (US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of)
)
Diego BRITA et al.)
)
Serial No. **10/537,079**) **Art Unit 1793**
)
Filed **June 1, 2005**) **Examiner J. E. McDonough**
)
For **MAGNESIUM DICHLORIDE-BASED**)
ADDUCTS AND CATALYST COMPONENTS)
OBTAINED THEREFROM)

Mail Stop Petitions
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION UNDER 37 CFR §1.181 REGARDING SUSPENSION OF ACTION UNDER
37 CFR §1.103(c)

On September 13, 2007, Applicant submitted a Response to the Final Office Action issued on March 13, 2007 in the instant application. On September 27, 2007, an Advisory Action was mailed by the Office stating Applicant's response failed to place the application in condition for allowance. Accordingly, on December 13, 2007, Applicant submitted a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 with a Response compliant with 37 CFR §1.111. In addition to Applicant's RCE, Applicant requested a suspension of action under 37 C.F.R. §1.103(c) for a period of three (3) months. However, on January 22, 2008, forty (40) days after Applicant's RCE and request for suspension of action was filed, the Office issued a first action Final Office Action. Accordingly, since the issuance of the first action Final Office Action falls within the requested suspended time period, Applicant respectfully petitions the Office under 37 C.F.R. §1.181 to rescind the currently pending first action Final Office Action, and issue another Office Action with a new time period for response.

Notwithstanding, if the Office does not rescind the currently pending first action Final Office Action and issue another Office Action as petitioned herein by Applicant, Applicant respectfully traverses the finality of the Office Action issued January 22, 2008, and hereby petitions the Office to withdraw the finality of the aforementioned Office Action under 37 C.F.R. §1.181 pursuant to MPEP §706.07(c)-(d).

In light of the above, Applicant respectfully requests the Office to review the merits of Applicant's petition submitted herein under 37 C.F.R. §1.181.

Applicant duly authorizes the required Petition fee to be charged to Deposit Account No. 08-2336. For this reason, this Petition is submitted in duplicate. The Commissioner is hereby authorized to debit or credit any payment due or any overpayment to Deposit Account No. 08-2336.

Respectfully submitted,

DIEGO BRITA ET AL.

By 

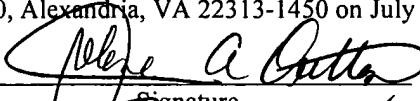
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July 22, 2008

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on July 22, 2008.


Signature
July 22 2008
Date



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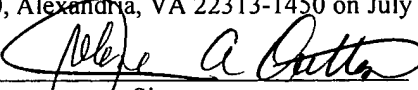
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